

United States Bankruptcy Court
Eastern District of North Carolina

In re:
Covenant Roofing and Construction Inc
Debtor

Case No. 23-00999-JNC
Chapter 7

CERTIFICATE OF NOTICE

District/off: 0417-5
Date Rcvd: Feb 21, 2024

User: admin
Form ID: pdf014

Page 1 of 3
Total Noticed: 2

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Feb 23, 2024:

Recip ID	Recipient Name and Address
db	#+ Covenant Roofing and Construction Inc, 1023 S. Miami Blvd, Durham, NC 27703-5121
cr	+ Centercard, 855 106th Avenue NE, Bellevue, WA 98004-4382

TOTAL: 2

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI).

NONE

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Feb 23, 2024

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on February 21, 2024 at the address(es) listed below:

Name	Email Address
A Scott McKellar	smckellar@bws.com jtharrington@bws.com;asm@trustesolutions.net
Aaron Hammer	on behalf of Creditor LEAF Capital Funding LLC ahammer@hmbllaw.com, ecfnofices@hmbllaw.com;dwen@hmbllaw.com
Anthony F. Giuliano	on behalf of Interested Party Samson Funding afg@glpcny.com
Benjamin Higgins	on behalf of Creditor U.S. Small Business Administration benjamin.higgins2@usdoj.gov Usance.bankruptcy@usdoj.gov
Brian Behr	

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on behalf of Bankruptcy Administrator Bankruptcy Administrator brian_behr@nceba.uscourts.gov
rick_hinson@nceba.uscourts.gov;lesley_dean@nceba.uscourts.gov;tanya_aycock@nceba.uscourts.gov;karen_cook@nceba.uscourts.gov

Brian D. Darer

on behalf of Creditor Family Harvest Church 409A Trust #U2810132 briandarer@parkerpoe.com
tracymiller@parkerpoe.com;janatasims@parkerpoe.com;dominacobb@parkerpoe.com

Brian D. Darer

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tracymiller@parkerpoe.com;janatasims@parkerpoe.com;dominacobb@parkerpoe.com

Byron L. Saintsing

on behalf of Interested Party Mid-Atlantic Roofing Supply LLC bsaintsing@smithdebnamlaw.com

Byron L. Saintsing

on behalf of Creditor Mid-Atlantic Roofing Supply LLC bsaintsing@smithdebnamlaw.com

Christopher J. Schreiber

on behalf of Debtor Covenant Solar Tech LLC cjschreiber@michaelbest.com

Christopher J. Schreiber

on behalf of Debtor Covenant Roofing and Construction Inc cjschreiber@michaelbest.com

Cindy G. Oliver

on behalf of Creditor Dogwood State Bank coliver@longleaflp.com

Cody R. Loughridge

on behalf of Creditor CED Greentech d/b/a Greentech Renewables cloughridge@bdixon.com

Cody R. Loughridge

on behalf of Creditor CED cloughridge@bdixon.com

Cody R. Loughridge

on behalf of Creditor Metro Electric Supply cloughridge@bdixon.com

Cody R. Loughridge

on behalf of Creditor Consolidated Electrical Distributors Inc. cloughridge@bdixon.com

Dennis R Carrithers

on behalf of Creditor Prodigy Investments LLC drcbkfile@earthlink.net

James B Angell

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James B Angell

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James B Angell

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James R. Vann

on behalf of Creditor Beacon Roofing Supply Inc. jrvann@vannattorneys.com, irichardson@vannattorneys.com

James S. Livermon, III

on behalf of Creditor First Horizon Bank Charlie.livermon@wbd-us.com kim.cone@wbd-us.com

John A. Northen

on behalf of Creditor Davco Roofing and Sheet Metal LLC jan@nbfirm.com,
nc30@ecfbis.com;jla@nbfirm.com;sks@nbfirm.com

John C Bircher, III

on behalf of Interested Party John C. Bircher III Trustee jcb@dhwlegal.com,
cweiss@dhwlegal.com;jbircher@ecf.inforuptcy.com;jcb@trustesolutions.net

John C Bircher, III

on behalf of Trustee John C Bircher III jcb@dhwlegal.com,
cweiss@dhwlegal.com;jbircher@ecf.inforuptcy.com;jcb@trustesolutions.net

John C. Bircher, III

on behalf of Trustee John C Bircher III jcb@dhwlegal.com, jbircher@ecf.inforuptcy.com;cweiss@dhwlegal.com

John C. Bircher, III

on behalf of Interested Party John C. Bircher III Trustee jcb@dhwlegal.com, jbircher@ecf.inforuptcy.com;cweiss@dhwlegal.com

John C. Bircher, III

on behalf of Interested Party Covenant Solar Tech LLC jcb@dhwlegal.com, jbircher@ecf.inforuptcy.com;cweiss@dhwlegal.com

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John D. Schefflow	on behalf of Creditor Family Harvest Church 409A Trust #U2810132 jschefflow@gkwwlaw.com
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Justin M. Mertz	on behalf of Debtor Covenant Roofing and Construction Inc jmmertz@michaelbest.com
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Kiah T. Ford, IV	on behalf of Creditor Family Harvest Church 409A Trust #U2810132 chipford@parkerpoe.com
Kiah T. Ford, IV	on behalf of Creditor Family Harvest Church 409A Trust U2810132 chipford@parkerpoe.com
Kirstin E. Gardner	on behalf of Bankruptcy Administrator Bankruptcy Administrator kirstin_gardner@nceba.uscourts.gov Tanya_aycock@nceba.uscourts.gov;Kylie_Bouplon@nceba.uscourts.gov
Landon Glenn Van Winkle	on behalf of Creditor Mid-Atlantic Roofing Supply LLC LVanWinkle@smithdebnamlaw.com, kernst@smithdebnamlaw.com
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Pamela P. Keenan	on behalf of Creditor Ally Bank pkeenan@kirschlaw.com
Pamela P. Keenan	on behalf of Creditor Santander Consumer USA Inc. pkeenan@kirschlaw.com
Richard A. Prosser	on behalf of Creditor First Horizon Bank Richard.prosser@wbd-us.com kim.cone@wbd-us.com
Richard Preston Cook	on behalf of Officer Julian C. Hall II capefeardebtrelief@gmail.com, trudy@capefeardebtrelief.com
Richard Preston Cook	on behalf of Debtor Julian Corbet Hall II capefeardebtrelief@gmail.com, trudy@capefeardebtrelief.com
William P Janvier	on behalf of Creditor ABC Supply Co. Inc. wjanvier@smvt.com, laura@janvierlaw.com;june@janvierlaw.com;kelly@janvierlaw.com;kelly@janvierlaw.com;R55537@notify.bestcase.com;darlene@janvierlaw.com;lpetruska@smvt.com
Zachary Layne	on behalf of Creditor American Builders & Contractors Supply Co. Inc. d/b/a ABC Supply Co., Inc. zlayne@hscattorneys.com

TOTAL: 53

SO ORDERED.

SIGNED this 21 day of February, 2024.




Joseph N. Callaway
United States Bankruptcy Judge

**UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NORTH CAROLINA
RALEIGH DIVISION**

**IN RE:
COVENANT ROOFING AND
CONSTRUCTION, INC.**

CASE NO: 23-00999-5-JNC

Debtor

Chapter 7

**ORDER NOTICING AND REQUIRING ATTENDANCE AT
SHOW CAUSE HEARING ON CONTEMPT**

The matter before the court is the Order (Dkt. 301) and Amended Order (Dkt. 313) to Show Cause, both dated January 29, 2024 (together, the "Orders"), directed against CENTERCARD of Bellevue, Washington, and noticed for hearing on February 20, 2024 at 2:30 p.m. before this court sitting in Raleigh, North Carolina. From the record, it appears and the court finds as follows:

1. This matter is a core proceeding pursuant to 28 U.S.C. §157, and the court has the full jurisdiction pursuant to 28 U.S.C. §§ 151, 157, and 1334. The court has the authority to hear this matter pursuant to the General Order of Reference entered August 3, 1984, by the United States District Court for the Eastern District of North Carolina.
2. The debtor herein filed a voluntary petition under Chapter 11 of the United States Bankruptcy Code on April 11, 2023. The case was converted to one under chapter 7 on June 29, 2023. Mr. James B. Angell of Raleigh, North Carolina, was duly appointed and qualified to hold the office of and act as the Chapter 7 Trustee in it.
3. On August 7, 2023, at the request of Trustee Angell, the Court entered an Order Directing a Rule 2004 Examination (Dkt. 170; the "Rule 2004 Order"), which compelled and directed CENTERCARD to produce to the Trustee described documents and records pertaining to the debtor and this case. The Rule 2004 Order was served by the Trustee on CENTERCARD by first-class United States mail on August 8, 2023. (Dkt. 193).

5. CENTERCARD failed to respond to the Order Directing a Rule 2004 Examination by producing documents and records, or otherwise communicating with the Trustee. In fact, the Trustee reports that he has had no communications or acknowledgement back from CENTERCARD regarding this matter.

6. Consequently, the Trustee sought and obtained the Orders, which specified that a hearing on noncompliance was set before the court for:

DATE: Tuesday, February 20, 2024

TIME: 02:30 PM

PLACE: 300 Fayetteville Street, 3rd Floor Courtroom, Raleigh, NC 27601

6. CENTERCARD was duly sent notice of the February 20 hearing, again by first class United States mail, in advance of the hearing. The Trustee heard nothing back from CENTERCARD in response to the Orders. When the matter was called for hearing in open court at the noted date and time, Trustee Angell appeared and was prepared to proceed, but neither CENTERCARD nor an attorney on its behalf appeared at the February 20 hearing.

7. CENTERCARD is and remains in active and continuing default, disobedience, and defiance of the Rule 2004 Order. In addition, CENTERCARD in active and continuing default and defiance of the Orders. CENTERCARD must therefore appear before the court to explain its failure to obey orders directed to it and show why it should not be held in civil contempt.

THEREFORE, IT IS HEREBY ORDERED AND DECREED:

1. CENTERCARD be sanctioned for its failure to appear at the February 20 hearing, and consequently assessed attorney fees of **\$500.00** incurred by the Trustee in connection therewith. CENTERCARD is **DIRECTED** to pay the stated amount to Trustee Angell without delay.
2. CENTERCARD is **FURTHER DIRECTED, under pain of contempt**, to submit the documents requested in the Rule 2004 Order (Dkt. 170) forthwith and otherwise comply with the discovery requests contained therein. Such compliance must be completed and noted **by March 12, 2024**.
3. A further hearing on CENTERCARD's noncompliance with the Orders and the Rule 2004 Order is hereby set and noticed for:

DATE: Thursday, March 21, 2024

TIME: 11:00 AM

PLACE: 300 Fayetteville Street, 3rd Floor Courtroom, Raleigh, NC 27601

4. CENTERCARD is **FURTHER DIRECTED** to appear at that hearing in person through a designated officer, representative, or attorney, to **SHOW CAUSE** as to why:
(a) it should not be held in **CIVIL CONTEMPT** for its continuing violations of the Rule 2004 Order and failure to appear per the Orders; (b) the Trustee is not entitled to

further relief including assessment of attorney fees; (c) monetary sanctions in the form of a daily fine should not be imposed; and (d) detention of its representative(s) by United States Marshals should not be compelled in the event of further failure to appear.

5. Within three business days of its entry, the Trustee is directed to serve copies of this order on CENTERCARD by (a) express delivery; (b) additionally, by United States Post Office certified mail, return receipt requested; and (c) electronic means if that information is ascertainable. He is further directed to file proof of such service when made and the results when known prior to the next hearing.

END OF DOCUMENT